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Heather L. Gonsorick

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Attorney Docket No. GM50074

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Jaworski, et al.	10 February 2003
Serial No.:	09/925,778	Group Art Unit No.: 1651
Filed:	August 9, 2001	Examiner: J. P. Weber
For:	Methods of Modulating Activity of DXR	

Commissioner of Patents and Trademarks
Washington, D.C. 20231

REMARKS

This paper is in response to the Office Action dated 11 October 2002, setting forth a thirty (30) day shortened statutory period for reply. A petition under 37 C.F.R. § 1.136(a) for a three-month (3) extension of time accompanies this response. Please charge any additional requisite fees relating to this amendment and response to Deposit Account No. 19-2570. In addition, authorization is hereby given to deduct any additional fees required by this paper to Deposit Account No. 19-2570, should any fees be due.

Claims 1 to 20 are pending in the application. Claims 1 to 20 are subject to a restriction requirement. Applicants desire to reply as follows:

RESPONSE TO RESTRICTION REQUIREMENT UNDER 35 USC §121

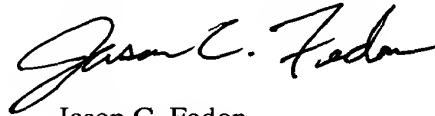
The Examiner required restriction of claims 1 to 20, to one of the following Groups:

- I. Claims 1-11, drawn to a method of modulating DXR activity with a modulator
- II. Claim 12-16, drawn to a method of treating diseases with a DXR inhibitor
- III. Claims 17-20, drawn to a method of disinfecting a surface with a DXR inhibitor

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Applicants traverse the restriction. While the groups identified may be distinct, they are not independent because search terms for one group will necessarily be shared with other groups. Therefore, doing searches on these groups combined would not be a significant burden on the Examiner. Nevertheless, in the interest of advancing the prosecution of this case, Applicants wish to make a provisional election of Group I, claims 1-11. Applicants retain the right to file divisional applications on the non-elected subject matter.

Respectfully submitted,



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